

**Village Council
Monday,
July 19, 2010
7:00 PM**

Minutes

Call to Order: Mrs. Rush-Ekelberry called the meeting to order at 7:00pm.

Pledge of Allegiance: Mrs. Turner led the Pledge of Allegiance.

Roll Call:

| | | | |
|------------------------|------------|---------------|----------------|
| John Bender | Rick Deeds | Steve Donahue | Bobbie Mershon |
| Marilyn Rush-Ekelberry | | Leah Turner | James Wynkoop |

Approval of Minutes:

Dr. Bender moved to approve the minutes from the Public hearing on the 2011 Budget, Public Hearing on the Discount Tire Appeal, Joint Meeting with Charter Review Commission and General Council meeting with the correction that it was Mrs. Turner making a suggestion about the heater for the pool instead of Mrs. Mershon; seconded by Mrs. Mershon.

VOTE: **AYES** Dr. Bender, Mrs. Mershon, Mr. Donahue, Mr. Wynkoop
Mrs. Rush-Ekelberry, Mrs. Turner

NAYS

Motion passed.

Communications & Petitions:

A letter was received from Canal Winchester Alumni Scholarship Association seeking donations in support of the 5K Labor Day Run/Walk on Sunday, September 5, 2010.

A Canal Winchester Human Services Update, July 2010, was received.

A letter was received from John Bakitis regarding plans for renovation of the exterior of his home and his comments regarding the Planning and Zoning Commission meeting of July 12, 2010.

An email was received from Mr. Gene Hollins' assistant stating that Doug Browell, Administrator of Obetz, spoke with Ron Mills, of SWACO, and was advised that they will be moving their proposed vote on the rate changes to October 5th, 2010 from August 3rd to give them more opportunity to respond to feedback from the communities.

Village Residents Comments:

Five-minute limit per person – None at this time.

ORDINANCES:

THIRD READING

Sponsor: Dr. Bender

O-10-06F AN ORDINANCE TO PROCEED WITH PLACING ON THE BALLOT CERTAIN PROPOSED AMENDMENTS TO THE CHARTER OF THE VILLAGE OF CANAL WINCHESTER

Dr. Bender read the ordinance and moved to adopt Ordinance 28-10; seconded by Mrs. Turner.

VOTE: **AYES** Dr. Bender, Mrs. Mershon, Mr. Donahue, Mr. Wynkoop
 Mrs. Rush-Ekelberry, Mrs. Turner

NAYS

Motion passed.

Sponsor: Mr. Donahue

O-10-06G AN ORDINANCE TO AUTHORIZE THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE FAIRFIELD COUNTY SHERIFF FOR POLICE PROTECTION

Mr. Donahue read the ordinance and moved to adopt Ordinance 29-10; seconded by Mrs. Turner.

Chief Deputy Perrigo of the Fairfield County Sheriff's office stated that he is pleased to provide service to the village and wishes that they could extend the contract even further. Council members stated their appreciation for their services.

VOTE: **AYES** Dr. Bender, Mrs. Mershon, Mr. Donahue, Mr. Wynkoop
 Mrs. Rush-Ekelberry, Mrs. Turner

NAYS

Motion passed.

FIRST READING

Sponsor: Mr. Donahue

O-10-07A AN ORDINANCE TO AMEND CHAPTER 331 OF THE CODIFIED ORDINANCES OF CANAL WINCHESTER, OHIO TO CREATE SECTION 331.45 PROHIBITING "SENDING, READING OR WRITING A TEXT MESSAGE OR ACCESSING THE INTERNET WHILE DRIVING"

Mr. Donahue read the ordinance; first reading only. Sample ordinance is in the packet. Discussion ensued as to whether it is too specific as to the offense. Distracted driving was discussed.

Sponsor: Mrs. Turner

O-10-07B AN ORDINANCE TO AMEND ORDINANCES 28-05, 42-07 AND 63-07 TO AMEND THE STORM WATER MANAGEMENT CODE

Mrs. Turner read the ordinance; first reading only.

Sponsor: Mr. Wynkoop

O-10-07C AN ORDINANCE TO AMEND ORDINANCE # 48-08 TO AMEND THE STORM WATER DESIGN MANUAL

Mr. Wynkoop read the ordinance; first reading only. Discussion ensued regarding rain gardens and aesthetically pleasing options.

Mrs. Turner read the ordinance; first reading only.

Ms. Osborn presented the financial statement for the period ending June 30, 2010. Ms. Osborn stated she will be on vacation the week of July 26th – 30th.

The 2010 Street CIP is coming along well. Hocking Street will be completed in the next two weeks and Washington Street is being prepared for millwork. Slurry sealing will begin after these projects. Final design of the Gender Road Improvements, Phase 1, has begun.

Planning of the Fall Street tree planting is underway and a little over budget, so we are working on that.

Franklin County Metro Parks is having an Open House Wednesday at the Community Center from 4-8pm to unveil the concept plans for the Walnut Woods metro park that will be going in between Groveport and Canal Winchester.

Drainage plan for Walnut Creek Park soccer fields is being constructed.

HVAC study at the Water Plant is underway. Two free-standing humidifiers have been purchased to work with the systems dehumidifier, but the system's dehumidifier has since broken for the third time in three years. Options on that are being evaluating.

Development Director:

Mr. Dutton stated that there has been some interest in a dentist office in one of the Meijer out lots and a flea market in the old Ricart lot on Bowen Road. Both are preliminary and would go before Planning and Zoning to get approval.

Community Affairs Director:

Music and Art in the Park finished this past Friday. It was the best attended event yet.

The pool continues to be busy. The swim team championships will be held there this Thursday.

Council Reports:

Old Town Committee

- Mural is put on hold due to fund-raising constraints.
- Committee on Preservation guidelines will meet for the first time Monday, July 26th at 5:30pm.

Finance Committee

Service Committee Monday, August 16, 2010 at 5:45 PM

Safety Committee

Committee of Whole Monday, August 30, 2010 at 6:30 PM

CW Joint Recreation District Representative- nothing further

CW Human Services Representative - nothing further

Main Street Canal Winchester Representative

- Blues and Rib Fest is August 6th – 7th, please come and enjoy!
- Volunteer meeting for the Fest will be this Thursday at 7pm at Stradley Park.

Canal Winchester Industry & Commerce Corporation Representative

Old/New Business:

- Motion to adopt the Findings of Fact and Conclusions of Law in reference to the Application of Todd Mosher representing Discount Tire for a conditional use permit for parcel number 184002664 on Gender Road between Burger King and Chase Bank

Ms. Osborn read the conclusion into public reading stating that Council overturned the Planning and Zoning's disapproval of the application.

Mrs. Mershon moved to accept the Findings of Fact and Conclusions of Law in regards to this application; seconded by Mr. Deeds.

VOTE: **AYES** Dr. Bender, Mrs. Mershon, Mr. Donahue, Mr. Wynkoop
 Mrs. Rush-Ekelberry, Mrs. Turner

NAYS

Motion passed.

Adjourn to Executive Session:

Mr. Donahue moved to adjourn to executive session; seconded by Mrs. Turner.

VOTE: **AYES** Dr. Bender, Mrs. Mershon, Mr. Donahue, Mr. Wynkoop
 Mrs. Rush-Ekelberry, Mrs. Turner

NAYS

Motion passed. Return from Executive session 8:03pm

Adjournment:

Mr. Donahue moved to adjourn the meeting; seconded by Mr. Wynkoop

VOTE: **AYES** Dr. Bender, Mrs. Mershon, Mr. Donahue, Mr. Wynkoop
 Mrs. Rush-Ekelberry, Mrs. Turner

NAYS

Motion passed. Time out 8:04pm

Clerk of Council

President of Council

Date

Mayor

NOTE: The minutes set forth herein are an extract of the Council meetings. Anyone desiring a transcript of the complete minutes of the Council meeting may obtain the same at a cost of \$10.00 per page.